



PATENT APPLICATION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Yoshihiro TSUCHIYA et al.

Group Art Unit: 2653

Application No.: 09/769,760

Examiner: G. Letscher

Filed: January 26, 2001

Docket No.: 108337

For: MAGNETIC TRANSDUCER, THIN FILM MAGNETIC HEAD, METHOD OF  
MANUFACTURING MAGNETIC TRANSDUCER AND METHOD OF  
MANUFACTURING THIN FILM MAGNETIC HEAD

RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENT

Director of the U.S. Patent and Trademark Office  
Washington, D.C. 20231

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DEC 11 2002

Sir:

**Technology Center 2600**

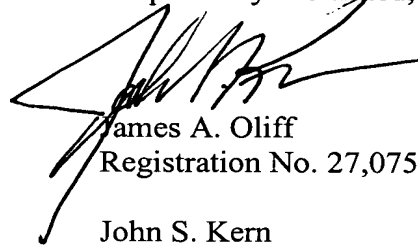
In reply to the November 8, 2002 Restriction and Election of Species Requirement, Applicants provisionally elect Group I, new claims 28-50, drawn to a magnetic transducer, classified in class 360, subclass 324.11 and Species I, Figure 1-8, with traverse. Applicants respectfully assert that at least claims 28-33 and 47-48 read on Species I. Further, Applicants respectfully assert that independent claims 1 and 21 are generic to all Species I-IV.

It is also respectfully submitted that the subject matter of all the claims 28-55 and Species sufficiently related that a thorough search for the subject matter of any one Group of claims and Species would encompass a search for the subject matter of the remaining claims and Species. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is respectfully submitted that this policy should

apply in the present application in order to avoid unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Thus, withdrawal of the Restriction and Election of Species Requirement is respectfully requested.

Respectfully submitted,



James A. Oliff  
Registration No. 27,075

John S. Kern  
Registration No. 42,719

JAO:JSK/ldg

Date: December 9, 2002

**OLIFF & BERRIDGE, PLC**  
**P.O. Box 19928**  
**Alexandria, Virginia 22320**  
**Telephone: (703) 836-6400**

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**PATENT APPLICATION**

OLIFF & BERRIDGE, PLC  
P.O. Box 19928  
Alexandria, Virginia 22320  
Telephone: (703) 836-6400  
Facsimile: (703) 836-2787

Attorney Docket No.: December 9, 2002

**AMENDMENT TRANSMITTAL**

In re the Application of

Yoshihiro TSUCHIYA et al.

Application No.: 09/769,760

Group Art Unit: 2653

Examiner: G. Letscher

Filed: January 26, 2001

For: MAGNETIC TRANSDUCER, THIN FILM MAGNETIC HEAD, METHOD OF MANUFACTURING  
MAGNETIC TRANSDUCER AND METHOD OF MANUFACTURING THIN FILM MAGNETIC HEAD

Director of the U.S. Patent and Trademark Office  
Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment in the above-identified application.

- ☐ Entitlement to small entity status is hereby asserted.  
☐ Small entity status of this application has been established.

The filing fee has been calculated as shown below:

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| (Column 1)   | (Column 2)                       | (Column 3)                      | SMALL ENTITY |           | OR | OTHER THAN A SMALL ENTITY |           |
|--|----------------------------------|---------------------------------|--------------|-----------|----|---------------------------|-----------|
|  | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NO. PREVIOUSLY PAID FOR | RATE         | ADD'L FEE |    | RATE                      | ADD'L FEE |
| TOTAL CLAIMS   | 28 MINUS                         | 27                              | x 9          | \$        |    | x 18                      | \$ 18     |
| INDEP CLAIMS   | 6 MINUS                          | 10                              | x 42         | \$        |    | x 84                      | \$        |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |                                  |                                 | + 140        | \$        | OR | +280                      | \$        |
|  |                                  |                                 |              | \$        |    |                           | \$ 18     |

\* If the entry in Column 1 is less than the entry in Column 2, write "0" in Column 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

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The "Highest Number Previously Paid For" in this space (Total or Independent) is the highest number found from the equivalent box in Column 1 of a prior Amendment or the number of claims originally filed.

- ☒ Check No. 137067 in the amount of \$18 is attached. The Director is hereby authorized to charge any other fees that may be required to complete this filing, or to credit any overpayment, to Deposit Account No. 15-0461. Two duplicate copies of this sheet are attached.

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Date: December 9, 2002